



"Express Mail" mailing label number EV 326 039 483 US

Date of Deposit: May 9, 2005

Patent
Case No. 10546/6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
John W. Wong et al.)
U.S. Patent Application)
Serial No.: 09/424,431)
Filed: March 16, 2000)
For: METHOD AND APPARATUS FOR)
DELIVERING RADIATION THERAPY)
DURING SUSPENDED VENTILATION)

Examiner: Mendoza, Michael G.
Art Unit: 3731

6/15/05

AMENDMENT UNDER 37 C.F.R. § 1.116

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Amendment is in response to the Office Action mailed on March 8, 2005. This Amendment was not earlier presented because it responds to a new rejection under 35 U.S.C. § 101 and new rejections under Section 103. This Amendment is necessary and not earlier presented because it corrects obvious errors in claims 26, 28, 36 and 38. In addition, it is not believed that the present Amendment will require a new search to be made on the part of the Examiner. Since the issues for Appeal have been reduced, please amend claims 26, 28, 32, 36 and 38 as follows:

PLEASE ENTER